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Attorneys for Defendant
DAVID RAY HERNANDEZ

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DAVID RAY HERNANDEZ,

Defendant.

CASE: CR 07-00506 JW
CR 07-00508 JW

STIPULATION TO CONTINUE
DATE SET FOR JUDGMENT
AND SENTENCING, AND
[Proposed] ORDER THEREON

ITS IS HEREBY STIPULATED, by and between THOMAS M. O'CONNELL,
ESQ., attorney for the UNITED STATES OF AMERICA, and JERRY Y. FONG, ESQ.,
counsel for Defendant DAVID RAY HERNANDEZ that the date set for judgment
and sentence which is currently set for Monday, April 28, 2008, be continued
to Monday, June 2, 2008, at 1:30 pm.

Counsel for Defendant HERNANDEZ has been in a federal civil trial for the
past three days and in preparation for said trial during the week preceding, so
he has been unable to properly prepare for the sentencing hearing on Mr.
HERNANDEZ, including meeting with the Defendant.

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1 In this regard, defense counsel has contacted the probation officer, Ms.
2 Lori Timmons, and she has no objection to this continuance.

3 IT IS SO STIPULATED.

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5 DATED: April 25, 2008

CAREY & CAREY

6
7 /s/
8 JERRY Y. FONG, Attorneys for
9 Defendant DAVID RAY HERNANDEZ

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11 DATED: 4/25, 2008

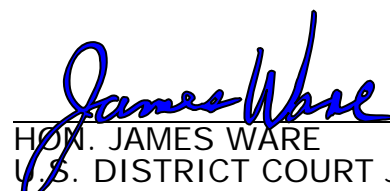
UNITED STATES OF AMERICA

12
13 /s/
14 THOMAS M. O'CONNELL,
15 Assistant U.S. Attorney

16
17 ORDER

18 GOOD CAUSE APPEARING THEREFORE, it is hereby ordered, adjudged,
19 and decreed, that the judgment and sentencing of DAVID RAY HERNANDEZ
20 currently set for April 28, 2008, be continued to Monday, June 2, 2008, at 1:30
21 pm.

22
23
24 DATED: April 25, 2008


25 HON. JAMES WARE
26 U.S. DISTRICT COURT JUDGE
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